

Burnet R. Maybank, III
Member
Admitted in SC

July 11, 2007

VIA ELECTRONIC FILING
AND REGULAR MAIL

Public Service Commission of South Carolina
Docketing Department
101 Executive Center Drive, Suite 100
Columbia, South Carolina 29210

Re: Docket Number 2007-187-C
Level 3 Communications, Inc. - Tariff No. 2007-103

Dear Ladies and Gentlemen:

Charleston

Charlotte

Columbia

Greensboro

Greenville

Hilton Head

Myrtle Beach

Enclosed please find an original and two copies of a Petition of Windstream South Carolina to Intervene ("Petition to Intervene") in the above-referenced matter.

By copy of this letter, I am serving all parties of record with a copy of this Petition to Intervene.

The enclosed document is an exact duplicate of the e-filed copy submitted to the Commission in accordance with its electronic filing instructions.

Very truly yours,



Burnet R. Maybank, III

Enclosure

cc: Nanette S. Edwards, Esq. (Letter only Via E-Mail)
All Parties of Record

STATE OF SOUTH CAROLINA

(Caption of Case)

Level 3 Communications, LLC
Tariff No. 2007-103

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET

NUMBER: 2007 - 187 - C

(Please type or print)

Submitted by: Burnet R. Maybank III

SC Bar Number: 3699

Telephone: 803-771-8900

Fax: 803-253-8277

Address: Nexsen Pruet, LLC

1441 Main Street, Suite 1500

Columbia, SC 29201

Other:

Email: bmaybank@nexsenpruet.com

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition

☒ Request for item to be placed on Commission's Agenda expeditiously

☐ Other:

INDUSTRY (Check one)	NATURE OF ACTION (Check all that apply)			
<input type="checkbox"/> Electric	<input type="checkbox"/> Affidavit	<input type="checkbox"/> Letter	<input type="checkbox"/> Request	
<input type="checkbox"/> Electric/Gas	<input type="checkbox"/> Agreement	<input type="checkbox"/> Memorandum	<input type="checkbox"/> Request for Certification	
<input type="checkbox"/> Electric/Telecommunications	<input type="checkbox"/> Answer	<input type="checkbox"/> Motion	<input type="checkbox"/> Request for Investigation	
<input type="checkbox"/> Electric/Water	<input type="checkbox"/> Appellate Review	<input type="checkbox"/> Objection	<input type="checkbox"/> Resale Agreement	
<input type="checkbox"/> Electric/Water/Telecom.	<input type="checkbox"/> Application	<input type="checkbox"/> Petition	<input type="checkbox"/> Resale Amendment	
<input type="checkbox"/> Electric/Water/Sewer	<input type="checkbox"/> Brief	<input type="checkbox"/> Petition for Reconsideration	<input type="checkbox"/> Reservation Letter	
<input type="checkbox"/> Gas	<input type="checkbox"/> Certificate	<input type="checkbox"/> Petition for Rulemaking	<input type="checkbox"/> Response	
<input type="checkbox"/> Railroad	<input type="checkbox"/> Comments	<input type="checkbox"/> Petition for Rule to Show Cause	<input type="checkbox"/> Response to Discovery	
<input type="checkbox"/> Sewer	<input type="checkbox"/> Complaint	<input checked="" type="checkbox"/> Petition to Intervene	<input type="checkbox"/> Return to Petition	
<input checked="" type="checkbox"/> Telecommunications	<input type="checkbox"/> Consent Order	<input type="checkbox"/> Petition to Intervene Out of Time	<input type="checkbox"/> Stipulation	
<input type="checkbox"/> Transportation	<input type="checkbox"/> Discovery	<input type="checkbox"/> Prefiled Testimony	<input type="checkbox"/> Subpoena	
<input type="checkbox"/> Water	<input type="checkbox"/> Exhibit	<input type="checkbox"/> Promotion	<input type="checkbox"/> Tariff	
<input type="checkbox"/> Water/Sewer	<input type="checkbox"/> Expedited Consideration	<input type="checkbox"/> Proposed Order	<input type="checkbox"/> Other: _____	
<input type="checkbox"/> Administrative Matter	<input type="checkbox"/> Interconnection Agreement	<input type="checkbox"/> Protest		
<input type="checkbox"/> Other: _____	<input type="checkbox"/> Interconnection Amendment	<input type="checkbox"/> Publisher's Affidavit		
	<input type="checkbox"/> Late-Filed Exhibit	<input type="checkbox"/> Report		

Print Form

Reset Form

DOCKET NO. 2007-187-C

PETITION TO INTERVENE

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3. Windstream is an intraLATA toll provider in South Carolina and has an affiliate that provides interLATA toll services in South Carolina. Windstream and its affiliate have an interest in this proceeding because they will be subject to the Level 3 tariff at issue in this proceeding.

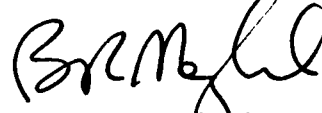
4. Windstream has not yet fully developed its position on the issues presented by Level 3's tariff filing.

5. Windstream submits that its Petition to Intervene is timely. The Commission also issued a Notice of Hearing dated May 31, 2007 that did not reference a return date for this docket. To the extent there is any question concerning the timeliness of the Petition, Windstream requests that this Petition to Intervene be considered and granted out of time. Granting this Petition will not cause any undue delay and it will not prejudice any party to this proceeding as the first date for the filing of testimony is still more than three weeks away and the hearing in this matter is scheduled for September 6, 2007, more than eight weeks after the filing of this Petition.

6. Windstream reserves its right to testify and present evidence at the hearing in this proceeding.

WHEREFORE, Windstream respectfully requests that this honorable Commission grant its intervention in this proceeding with full rights to participate as a party of record

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Burnet R. Maybank, III". The signature is fluid and cursive, with the first name "Burnet" being more prominent.

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**ATTORNEY FOR WINDSTREAM
SOUTH CAROLINA, INC**

**BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA**

DOCKET NO. 2007-187-C

IN RE:)	
)	
)	CERTIFICATE OF SERVICE
Level 3 Communications, LLC)	
Tariff No. 2007-103)	
<hr style="border: 0.5px solid black;"/>)	

This is to certify that I have caused to be served this day, July 11, 2007, one (1) copy of Windstream's Petition to Intervene in the above referenced matter by placing a copy of same in the care and custody of the United States Postal Service, first class postage prepaid to the following Parties of Record

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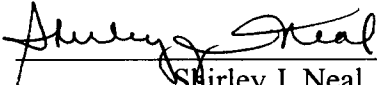
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